

FILED

DISTRICT COURT OF GUAM

JUN 21 2005

MARY L.M. MORAN
CLERK OF COURT

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THE LAW OFFICES OF MARK S. SMITH
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Attorney for Defendant,
John B. Atoigue

**IN THE UNITED STATES DISTRICT COURT
FOR THE TERRITORY OF GUAM**

UNITED STATES OF AMERICA,) MAGISTRATE CASE NO.: 05-00017
)
)
Plaintiff,)
)
)
vs.)
)
)
)
JUAN SAN NICOLAS CHARGUALAF)
and JOHN A.B. ATOIGUE,)
)
)
Defendants.)
)

STIPULATION AND ORDER TO VACATE COURT HEARING

COMES NOW Defendant, John A.B. Atoigue, by and through his attorney, Mark S. Smith, Esq., and the United States, by and through, Special Assistant United States Attorney, Joseph Tock, Esq., and hereby stipulate and request that the hearing set for Defendant's Motion for Discovery scheduled on June 21, 2005 at 10:00 a.m. be taken-off calendar. Plaintiff is complying with discovery requests.

SO STIPULATED:

4/20/05
Date

Date

Mark Smart

MARK S. SMITH, ESQ.

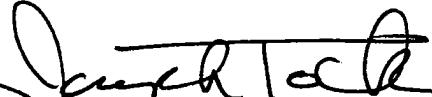
Counsel for Defendant, *John A.B. Atoigue*

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4 LEONARDO M. RAPADAS
5 United States Attorney

6 20 June 05

7 Date

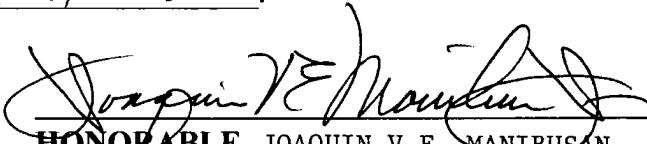
By:

8 
JOSEPH TOCK, ESQ.
Special Assistant U.S. Attorney

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11
12 **ORDER**

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14 IT IS HEREBY ORDERED that the Motion for Discovery in this matter is vacated *as it is* ~~and moot~~

15 SO ORDERED this June 21, 2005.

16 
17 HONORABLE JOAQUIN V.E. MANIBUSAN, JR.
18 DISTRICT JUDGE Magistrate Judge

22 RECEIVED
23
24 JUN 20 2005

25 DISTRICT COURT OF GUAM
26 HAGATNA, GUAM